

MINUTES OF THE REGULAR MEETING OF THE RUSH VALLEY TOWN COUNCIL
HELD ON APRIL 27, 2016 AT THE RUSH VALLEY TOWN HALL, 52 SOUTH PARK
STREET, RUSH VALLEY, UTAH. THE MEETING BEGAN AT 7:05 P.M.

Mayor and Council Members Present: Mayor Johnson, Council Members Dana Gardner, Alan Anderton, William Harding and Pete Albrecht

Appointed Officers and Employees Present: Attorney Joel Linares and Amie Russell

REGULAR AGENDA:

1. Pledge of Allegiance/Roll Call. Mayor Johnson, Dana Gardner, Alan Anderton, William Harding and Pete Albrecht,

2. Approval of meeting minutes for 03-23-16. Dana Gardner made a motion to approve the meeting minutes as written. Pete Albrecht seconded the motion. All present voted in favor and the motion carried.

3. Consideration of Increasing Building Permit Fees. Mayor Johnson commented Doug Kinsman and Jake Clegg were going to attend the meeting, but their schedule didn't permit them to be here tonight. Mayor Johnson commented he and Amie Russell met with them and discussed needs of the town. They also asked why the town was doing the permits the way we are, specifically the fees. For example for an agricultural building they complete an application, it is considered by the Planning Commission and the information is forwarded the county, but the town does not charge a fee for this type of permit. They asked why there is no fee charged. Doug Kinsman and Jake Clegg commented they had done some research and asked surrounding communities what their fee schedules were. They reported Rush Valley Town is not even close to charging the amounts surrounding communities are charging for a residential permit (building a home). They assisted when the Kinsman's built their home and when they saw the building permit fees, they asked where the rest of the fees were. All the fees were there the town charges, they are just much lower than surrounding communities. The reason this item is on the agenda is so there can be a discussion with the council making a decision on this. The mayor asked if the council wants to keep it as it is or increase it some, within reason. The intent is not to make money, but to at least capture the costs and some of the trouble incurred with building permits. Dana Gardner commented there is a lot of time spent with paperwork and helping people with the process. He feels it doesn't even pay for itself with all the work that is done by the clerk. Dana further commented he feels the town is behind the times in regards to this and there should be an increase. Alan Anderton commented he feels it should be increased 10%. William Harding asked what the cost will be for an agricultural building and it will be by square footage or a flat fee. Mayor Johnson commented a flat fee and additional fees if power and water will be

added. There are also inspection fees that have been captured if these types of additions are made on agricultural building permit. As far as the AG Buildings only, there has not been a fee associated with this type of permit in the past. There hasn't been a set amount decided. Pete Albrecht asked in regards to a permit for a home what is the fee based on. It is based on the plan review, square footage and the required inspections. The fees currently include the cost to pay the engineer to review the plans, the inspections, the required amount owed per permit to the State of Utah and once we pay this out the town is basically breaking even. Doug and Jake are telling us it is a loss to the town because no one in the town is being compensated for their time working on these permits. Ensign Engineering presented a fee schedule that the town agreed to for their services. William Harding commented he isn't against raising the fees to at least cover costs and this may come as a shock to some people because this has never been done in the past. Dana Gardner asked if Ensign Engineering is going to propose fees or if the town is going to set them. Attorney Linares commented this will need to be presented to the council and adopted by resolution. It would also be beneficial to have the engineers present to help justify the numbers proposed. Mayor Johnson commented there is a minimum of 2 hours is spent on each permit by the clerk. Mayor Johnson also commented it also may be considered to pay Amie Russell a flat rate per building permit on top of regular monthly pay. At least this way the town can recapture what is spent to process them. Amie Russell also commented another point Doug and Jake brought up is anytime a new structure is built, whether AG or residential, the town has an increased liability to protect those structures, this doesn't just impact the administrative end, but also the fire department.

4. Consideration to Purchase Tires for Roads Department Truck. William Harding made a motion to table this item until next month. Pete Albrecht seconded the motion. All present voted in favor and the motion carried. Mayor Johnson asked if this vehicle was needed to haul stuff to the dump would it be possible. William commented, yes, but there has been some issues with the dump working.

5. Quarterly Review of Budget. Mayor Johnson commented each department was emailed their budget information. Everything has been on track as far as revenue and expenditures so far. The propane bill is significantly less this year, almost 50% less. The mayor reviewed the department's budgets. There will need to be adjustments made in some departments' budgets. William Harding asked where he was in regards to his budget. Mayor Johnson commented to date \$8,200.00 has been spent and the budget was set at \$36,000.00. William commented with the contract for road work being done there will need to be an amendment made to his budget. The Cemetery Department has spent \$270.00.

6. Sherriff's Report. There was a slight increase of details from last month. Sherriff Wimmer asked to remind people the warmer weather has a tendency to increase crime especially burglaries, vehicle burglaries and easy accessible buildings. Also there is an increase in phone fraud. Be aware of calls soliciting for credit card information requested over the phone, do not give this information out over the phone. Stockton has a new Chief. The sheriff's office was invited to participate in the hiring process. The new chief has several years of experience in law

enforcement, this will be beneficial. There is a speeding problem and they will continue to enforce the speed limit. They are not necessarily using this to generate revenue, but to enforce the speed limit. He does not have jurisdiction outside of Stockton limits, barring the sheriff's office asks him to respond if necessary. Mayor Johnson asked about the incident in March were residents of the community or if it was someone coming into the town. Sherriff Wimmer will follow up with the Mayor on this. The Sherriff is participating with the state in the selection process of the new fire warden. He asked for feedback from Chief Russell on this. Pete Albrecht thanked Sherriff Wimmer for his service.

7. Fire Department Report. All apparatus is in good working condition. There have been 8 calls for traffic 8 medical and 0 fire calls. Good job for keeping the fires down. Thanked everyone for all the work they are doing. Thanked Chief Russell and Neal Dymock for the keeping the meetings and training going and anyone is welcome to participate.

8. Council Reports.

Cemetery – Alan Anderton reported he will start working on the cemeteries for Memorial Day.

Roads – There is a contract prepared for crack seal and also the road repair. This will be discussed after the meeting. Lacey Burrows commented about the large pothole coming off HWY 199 to South Park Street. William Harding commented is on the scope of work to be repaired.

Parks – Dana Gardner commented the grant application has been completed and turned in. The cost to repair tennis court is very high. The grant application is to purchase a new lawnmower to mow the ball field. He further commented he met with Affordable Lawn Care, they gave four different estimates to start spraying, weed control and fertilizer at the Fire Department, Town Hall, St John Park and the ball field.

Pete Albrecht commented it is nice to bring youth to use the ballfield, he has seem families using the park and ballfield and the building for family activities.

Mayor Johnson commented Dana has had a vision and it has taken time to get things done in the community, but it is well worth it and it does take time. He also commented when hydro-seeding, it is normal to deal with weeds the first couple years. The grass is coming really good.

Mayor Johnson commented there is a public hearing for SITLA. It will be May 11, 2016 at 9:00 am in Tooele. We are in need of support in defense of our community. The Conservancy District wants to be the ones to represent the entire valley if SITLA wants to make a deal, they want to be the ones to control. They have hired Attorney Styler again.

Residents who have signed the protest for the town have a say in what is going on. We need factual information and circumstances that can show change based on facts of what is happening with water. Mayor Johnson encourages everyone who can, to attend this hearing. He commented Amie Russell had asked if we should put this information on the website, Mayor Johnson feels like this a good idea and also suggested to send a flyer the first part of May. Pete Albrecht commented there needs to be a mailer so the community is aware of the hearing information and have plenty of notice to make arrangements to attend. Amie Russell also commented if residents did not file a personal protest, they are not getting any notification of what is happening and are unaware of the public hearing. Attorney Linares commented the letter regarding the hearing can be posted anywhere. The Mayor commented SITLA will most likely have the opportunity to speak first and then it will be opened up to public comments to state facts, not opinions. All those who filed a protest received a letter regarding the hearing. Mayor Johnson will get with Attorney Linares to have comments ready for the meeting. Please pass this information on to anyone you come in contact with.

9. Safety Topic. Alan Anderton presented the safety topic on eye safety. The majority of eye injuries are results of small particles striking or entering the eye and can result in permanent loss of vision. Blunt force trauma, chemical or thermal burns, UV Radiation burns are also common. Make sure proper safety equipment is worn while performing work.

10. Payment of Bills. Alan Anderton made a motion to pay the bills as written. Pete seconded the motion. All present voted in favor and the motion carried.

11. Public Comments. No public comments were offered.

12. Closed Session for the Discussion of the Sale of Real Property. Dana Gardner made a motion to have a closed session for discussion of sale of real property Alan Anderton seconded the motion. All present voted in favor and the motion carried.

Dana Gardner made a motion to enter back into the public meeting. Pete Albrecht seconded the motion. All present voted in favor and the motion carried.

13. Adjourn. Alan Anderton make a motion to adjourn the meeting. Pete Albrecht seconded the motion. All present voted in favor and the motion carried.